

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. **SEP 05 1995**
 Returned to applicant for correction. **SEP 18 1995**
 Corrected application filed. _____ Map filed **9-29-95**

The applicant **John C. Carpenter and Roseann S. Carpenter**
 Box 190 _____ of **Elko**
 Nevada 89803 _____
 State and Zip Code No. _____
 _____ hereby make application for permission to change the
 point of diversion and place of use of a portion
 Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under **permit #47163**
 Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
 identify right in Decree.

1. The source of water is **underground**
 Name of stream, lake, underground spring or other source.
 2. The amount of water to be changed **2.0 c.f.s. (not to exceed 640 acre-feet**
 per year) Second feet, acre feet. One second foot equals 448.83 gallons per minute.
 3. The water to be used for **irrigation & domestic**
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
 4. The water heretofore permitted for **irrigation & domestic**
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
 5. The water is to be diverted at the following point **within the SE1/4SW1/4 Sec. 12,**
T. 31 N., R. 59 E., MDM, from Describe as being within a 40-acre subdivision of public survey and by course and
which the S1/4 section corner of said section 12 bears S. 45°00'
 distance to a section corner. If on unsurveyed land, it should be stated.
E., 85 ft. dist.

6. The existing permitted point of diversion is located within **the SE1/4SE1/4 Sec. 11,**
T. 31 N., R. 59 E., MDM, from which the SW corner of said section
11 bears S. 89°21' W., 5,248 ft. dist.

7. Proposed place of use **SE1/4 Sec. 12, T. 31 N., R. 59 E., MDM (160 Acres)**
 Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use **S1/2S1/2 Section 11; S1/2SW1/4 Section 12; N1/2NW1/4, SE1/4NW1/4**
and N1/2SW1/4NW1/4 Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 13; N1/2N1/2 and N1/2S1/2NE1/4 Section 14, T. 31 N., R. 59
 manner of use of irrigation permit, describe acreage to be removed from irrigation. **E., MDM (575 Acres) Portion to**
be changed, under this application: 140 Acres within the NW1/4
Section 13, 20 Acres within the N1/2SE1/4NE1/4 Section 14.

9. Use will be from **January 1** to **December 31** of each year.
 Month and Day Month and Day

10. Use was permitted from **January 1** to **December 31** of each year.
 Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) **Drilled and cased well, equipped**
 State manner in which water is to be diverted, i.e. diversion structure,
with turbine pump motor and pipe lines to place of use
 ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works **\$25,000.00**

13. Estimated time required to construct works **Two years**

14. Estimated time required to complete the application of water to beneficial use.....Three years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Please send copies of notices and correspondence to the undersigned agent.

By s/William A. Nisbet, agent
421 Court Street
Elko, Nevada 89801

Compared JP/gkl cl/cmg

Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 47163 is issued subject to the terms and conditions imposed in said Permit 47163 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit reduces the land to be irrigated under Permits 47163 and 47164 to 415.0 acres and reduces the combined diversion rate under Permits 47163 and 47164 to 7.72 cubic feet per second.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 640.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....September 5, 1997

Proof of completion of work shall be filed before.....October 5, 1997

Application of water to beneficial use shall be made on or before.....September 5, 1998

Proof of the application of water to beneficial use shall be filed on or before.....October 5, 1998

Map in support of proof of beneficial use shall be filed on or before.....October 5, 1998

Completion of work filed.....**NOV 04 1998**

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this.....25th day of.....March

A.D. 19.....96

 State Engineer